

## **STATEMENT OF PURPOSE**

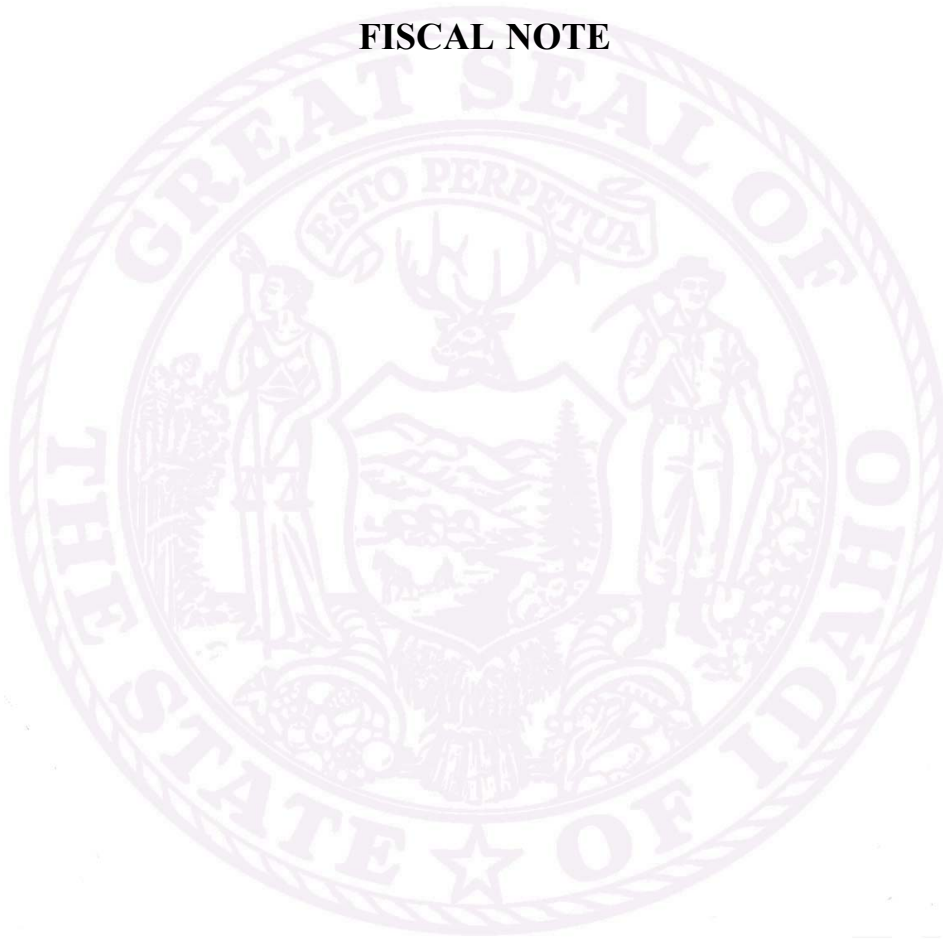
### **RS22563**

Currently Idaho Code requires the collection of a DNA sample upon conviction or a guilty plea to any felony or attempted felony, or upon a finding of probable cause. It is silent about other circumstances where a DNA sample could be collected.

A recent US Supreme Court ruling on DNA collection opens the door for the collection of a DNA sample upon arrest (Maryland v. King, 133 S. Ct. 1958, 2013). The purpose of this legislation is to clarify that, in Idaho, DNA samples may be collected only upon a conviction or guilty plea to a felony or attempted felony, or with a warrant obtained through a finding of probable cause.

### **FISCAL NOTE**

None.



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